

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

OWEN W. BARNABY,

Plaintiff,

No. 22-cv-01146

v

HON. ROBERT J. JONKER

MICHIGAN STATE GOVERNMENT, *et al.*

MAG. SALLY J. BERENS

Defendants.

Owen W. Barnaby
Plaintiff in Pro Per
P. O. Box 1926
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Kimberly K. Pendrick (P60348)
Attorney for Defendants Granholm, Snyder
Asbenson, Clement, McCormack, Gleicher,
Murray, and the Michigan Court of Appeals
Michigan Department of Attorney General
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**DEFENDANTS, JUDGE CLEMENT, JUDGE MCCORMACK, JUDGE
GLEICHER, JUDGE MURRAY, AND THE MICHIGAN COURT OF
APPEALS' MOTION TO DISMISS THIRD AMENDED COMPLAINT**

Defendants Judge Elizabeth Clement, Judge Bridget McCormack, Judge
Elizabeth Gleicher, Judge Murray, and the Michigan Court of Appeals, move for the
dismissal of Plaintiff Owen W. Barnaby's third amended complaint pursuant to

Fed. R. Civ. Proc. 12(b)(1) and (6), for the reasons that this court lacks jurisdiction, Plaintiff's claims are barred by judicial immunity and Eleventh Amendment immunity, and he has failed to state a claim for which relief may be granted as set forth more fully in the accompanying brief.

Respectfully submitted,

/s/ Kimberly K. Pendrick

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Dated: March 22, 2024

CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2024, I electronically filed the foregoing document(s) with the Clerk of the Court using the ECF System, which will provide electronic notice to the parties of record, and I have mailed by U.S. Postal Service the paper to the non-ECF participants.

/s/ Kimberly K. Pendrick

Kimberly K. Pendrick (P60348)
Assistant Attorney General